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CLEARINGHOUSE RULE 97-062

Comments

[NOTE: All citations to “Manual” in the comments below are to the Administrative Rules Procedures Manual, prepared by the Revisor of Statutes Bureau and the Legislative Council Staff, dated October 1994.]

2. Form, Style and Placement in Administrative Code

a. In s. Trans 129.02 (2) (e), it would be simpler to incorporate the cross-referenced language into the definition. For example, the paragraph could state:

“Skills test” means an examination of a person’s ability to exercise ordinary and reasonable control in the operation of a Type 1 motorcycle.

b. The Note following s. Trans 129.03 (1) should be deleted as unnecessary because a reference to s. 343.16 (2) (cm), Stats., has already been included in s. Trans 129.03 (1) (intro.).

c. In s. Trans 129.08 (1) (intro.), “do all of the following” should be inserted before the colon. In s. Trans 129.15 (3) (intro.), “all of” should precede “the following.”

d. The provisions of s. Trans 129.09 (1) (c) and (2) (c) should be rewritten as complete sentences to conform to the other paragraphs in subs. (1) and (2).

e. In s. Trans 129.09 (3), “would” should replace “may.” Also, “sub.” should replace “par.”

f. In the first sentence of s. Trans 129.10 (4) (b), “an” should replace the first “the.”

g. In s. Trans 129.11, the introductory clause should be renumbered sub. (1) (intro.), and subs. (1) and (2) should be renumbered as pars. (a) and (b). Finally, sub. (3) should be renumbered as sub. (2).

Also, are the biennial on-site inspection and annual review intended to be minimum requirements? If so, the second “may” in the introductory clause should be changed to “shall.” Also, should “all” replace “any”?

h. In s. Trans 129.15 (2) (c) (intro.), “that does all of the following” should replace “meeting the following requirements.” In the last sentence of sub. (7) (b), “shall be paid after” should replace “will be paid once.”

i. In the second sentence of s. Trans 129.16, “the” should replace “this.”

j. The provisions of s. Trans 129.20 (4) (b) should be redrafted as a complete sentence beginning with “The instructor shall . . .” in order to be consistent with the other paragraphs of sub. (4).

5. Clarity, Grammar, Punctuation and Use of Plain Language

a. In s. Trans 129.13 (2), “the student’s” should be inserted after “upon.”

b. In s. Trans 129.15 (4), it is not sufficiently clear what is intended by the term “actual course cost.” Perhaps a definition of the term could be included in s. Trans 129.02.